IN THE UNITED STATES PATENT AND TRADEMARK OFFICE AS ELECTED OFFICE



Attorney Docket No. 1175KH-03

In re Application of: Freestone, et al.	§	
Serial No.: 09/424,427	§ Examiner:	
Filing Date: 22 November 1999	\$ §	
Int'l Appl. No.: PCT/GB98/01395	§ §	
Int'l Filing Date: 22 May 1998	8 § 8	ZED ZEC
Publication Date: 26 November 1998	§ 8	JAN DEPT
Earliest Priority Date: 22 May 1997	§ Art Unit: 8	ACCCU VISION 21 PM
For: E.Coli, Salmonella or Hafnia Autoinducers	\$ §	1 12: 33

REQUEST FOR REFUND UNDER 37 C.F.R. § 1.26

Hon. Commissioner of Patents and Trademarks Refund Section, Accounting Division Office of Finance Washington, D.C. 20231

Sir:

Applicants respectfully request a refund in the amount of \$435.00. On 22 November 1999, the subject application entered the National Phase under 35 U.S.C. § 371.

"EXPRESS MAIL" NO. EL497381036US

I hereby certify that this paper or fee is being deposited with the United States Postal Service as Express Mail "Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to the Honorable Commissioner of Patents & Trademarks, Refund Section, Accounting Division, Washington, D.C. 20231-9998.

Date of Deposit: 1/18/2000 By

Jann E. Walto

Fort Worth/1175KH-36904/77671.1

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Because it was not feasible at the time to obtain Verified Statements Claiming Small Entity Status, the following fees were paid in full:

\$ 840.00 Basic National Fee

\$ 130.00 Surcharge for Late Filing of Declaration

\$ 970.00 Total

Enclosed herewith for filing is an Assignment from the inventors to University of Leicester, along with an Assignment Cover Sheet; a Verified Statement (Declaration) Claiming Small Entity Status - Independent Inventors; a Verified Statement Claiming Small Entity Status - Nonprofit Organization; and a Power of Attorney from University of Leicester. Thus, small-entity status is now proper. Therefore, pursuant to 37 C.F.R. § 1.26, Applicants request a refund of one-half the amounts set forth above, or \$435.00. In view of the foregoing, Applicants respectfully submit that they are entitled to a refund of the foregoing fees. Applicants hereby request that the refund of \$435.00 be credited to Deposit Account No. 06-0580.

Enclosed is a check in the amount of \$40.00 to cover the Assignment Recordation Fee. No other fee is deemed necessary; however, the undersigned hereby authorizes the Commissioner to charge any additional fees, or credit any overpayments, to Deposit Account No. 06-0580.

Respectfully submitted,

Charles D. Gunter, Jr.

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Reg. No. 29,386

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ATTORNEY FOR APPLICANT

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